

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

ORDER No. 97-061

RESCISSION OF WASTE DISCHARGE REQUIREMENTS FOR:

**KAISER CEMENT AND GYPSUM CORPORATION
PERMANENTE FACILITY
CUPERTINO
SANTA CLARA COUNTY**

The California Regional Water Quality Control Board, San Francisco Bay Region (hereinafter the Board) finds that:

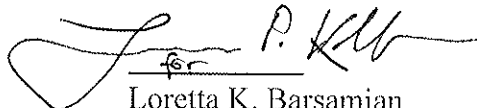
1. The Kaiser Cement Corporation is mining a limestone quarry and operating a cement manufacturing facility in Cupertino, Santa Clara County.
2. The Board, on August 20, 1974, adopted Waste Discharge Requirements, Order No. 74-65 for the Kaiser Cement and Gypsum Corporation to discharge stormwater runoff into Permanente Creek through various ponds, drainage culverts, ditches, and via unconfined sheet flow.
3. Kaiser Cement Corporation became the sole owner of the facility in 1978.
4. Water Code Section 13263(e) and the State Board's regulations (Title 23, CAC, Section 2232.2) require the Board to review Waste Discharge Requirements periodically and determine if the requirements are adequate or necessary.
5. Stormwater runoff from the Kaiser Cement facility is regulated under the State Water Resources Control Board (SWRCB) General Permit for Stormwater Discharges Associated with Industrial Activities.
6. This Order will rescind the Waste Discharge Requirements, Order No. 74-65.
7. The rescission of Waste Discharge Requirements for this discharge is exempt from provisions of Chapter 3 (commencing with Section 21000 of Division 13) of the Public Resources Code (CEQA) pursuant to Section 13389 of the California Water Code.
8. The Board has notified the Kaiser Cement Corporation and interested agencies and

persons of its intent to rescind Waste Discharge Requirements, and has provided them with an opportunity for a public hearing and an opportunity to submit their written views and recommendations.

9. The Board, in a public meeting, heard and considered all comments pertaining to the rescission of Waste Discharge requirements for the above discharge.

IT IS HEREBY ORDERED that Order No. 74-65 is rescinded.

I, Loretta K. Barsamian, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on May 21, 1996.



Loretta K. Barsamian
Executive Officer